

1 **Marquis Aurbach Coffing**
2 Cody S. Mounteer, Esq.
3 Nevada Bar No. 11220
4 Chad F. Clement, Esq.
5 Nevada Bar No. 12192
6 Kathleen A. Wilde, Esq.
7 Nevada Bar No. 12522
8 10001 Park Run Drive
9 Las Vegas, Nevada 89145
10 Telephone: (702) 382-0711
11 Facsimile: (702) 382-5816
12 cmounteer@maclaw.com
13 cclement@maclaw.com
14 kwilde@maclaw.com

15 **Law Offices of Philip A. Kantor, P.C.**

16 Philip A. Kantor, Esq.
17 Nevada Bar No. 6701
18 1781 Village Center Circle, Suite 120
19 Las Vegas, Nevada 89134
20 Telephone: (702) 255-1300
21 Facsimile: (702) 256-6331
22 prsak@aya.yale.edu

23 *Attorneys for Interior Electric*

24 **UNITED STATES DISTRICT COURT**

25 **DISTRICT OF NEVADA**

26 INTERIOR ELECTRIC INCORPORATED
27 NEVADA, a domestic corporation,

28 Plaintiff,

29 vs.

30 T.W.C. CONSTRUCTION, INC., a Nevada
31 corporation; TRAVELERS CASUALTY AND
32 SURETY COMPANY OF AMERICA, a
33 Connecticut corporation; MATTHEW RYBA, an
34 individual; GUSTAVO BAQUERIZO, an
35 individual; CLIFFORD ANDERSON, an
36 individual; POWER UP ELECTRIC
37 COMPANY, a Nevada corporation, dba POWER
38 ON ELECTRIC COMPANY; BAMM
39 ELECTRIC LLC, a Nevada limited liability
40 company; PROLOGIS, L.P., a Delaware limited
41 partnership; AML PROPERTIES, INC., a
42 Nevada corporation; AML DEVELOPMENT 3,

43 Case Number: 2-18-cv-01118-JAD-VCF

44 **STIPULATION AND ORDER TO**
45 **EXTEND TIME TO RESPOND TO**
46 **MOTIONS TO DISMISS AND JOINDERS**
47 **(FIRST REQUEST)**

1 LLC; a Nevada limited liability corporation;
2 LAPOUR PARTNERS, INC., a Nevada
3 corporation; DON FISHER, an individual;
4 PHILCOR T.V. & ELECTRONIC LEASING,
5 INC., a Nevada corporation, dba NEDCO; QED,
6 INC., a Nevada corporation; TURTLE &
7 HUGHES, Inc., a New Jersey corporation; DOES
8 I-X, inclusive; and ROE CORPORATIONS I-X,
9 inclusive,

10 Defendants.

11 Plaintiff Interior Electric Incorporated Nevada (“Interior Electric”), through the law firm of
12 Marquis Aurbach Coffing and the Law Offices of Philip A. Kantor, P.C., Defendants TWC
13 Construction, Inc., Travelers Casualty and Surety Company of America, Matthew Ryba, AML
14 Properties, Inc., AML Development 3, LLC, LaPour Partners, Inc., and Don Fisher, through the
law firm of Green Infuso, LLP, Defendant Turtle & Hughes, Inc., through the law firm of
15 Procopio, Cory, Hargreaves & Savitch, LLP, and Defendant Prologis, L.P., through the law firm of
16 McDonald Carano LLP, hereby stipulate and agree as follows:

17 1. On August 30, 2018, Defendant Turtle & Hughes, Inc., filed a motion to dismiss
18 [ECF No. 50];

19 2. On August 31, 2018, Defendants TWC Construction, Inc., Travelers Casualty and
20 Surety Company of America, Matthew Ryba, AML Properties, Inc., AML Development 3, LLC,
21 LaPour Partners, Inc., and Don Fisher, filed a motion to dismiss [ECF No. 55];

22 3. On August 31, 2018, Defendant Prologis, L.P., filed a joinder [ECF No. 56] to the
23 motion to dismiss [ECF No. 55], separately setting forth dismissal arguments;

24 4. On September 7, 2018, Defendant Turtle & Hughes, Inc., filed a joinder [ECF No.
25 63] to the motion to dismiss [ECF No. 55];

26 5. This is the first stipulation for an extension of time to respond to the motions to
27 dismiss [ECF Nos. 50 and 55] and the joinders thereto [ECF Nos. 56 and 63];

28 6. The requested extension is needed for the following reasons: (a) during the
opposition period, Interior Electric’s counsel had separate pre-planned vacations, the costs for

1 which had already been paid; (b) during the opposition period, Interior Electric's counsel had to
2 file an answering brief in the Ninth Circuit, file an opening brief in the Nevada Supreme Court, a
3 motion for a new trial in a state court case, complete briefing on sixth summary judgment motions,
4 attend a previously scheduled mediation (as counsel for the special deputy receiver for Nevada's
5 commissioner of insurance, in the largest insurance receivership in the history of Nevada),
6 participate in several previously scheduled depositions, and attend to other case related matters.

7 7. Accordingly, the parties stipulate and agree to extend the time for Interior Electric
8 to respond to the motions to dismiss [ECF Nos. 50 and 55] and the joinders thereto [ECF Nos. 56
9 and 63], to September 28, 2018.

10 8. This stipulation is not entered into for any improper purpose or to delay.

11 IT IS SO STIPULATED.

12 Dated this 13th day of September, 2018.

13 MARQUIS AURBACH COFFING

14 By: /s/ Chad F. Clement
15 Cody S. Mounteer, Esq.
16 Nevada Bar No. 11220
17 Chad F. Clement, Esq.
18 Nevada Bar No. 12192
19 Kathleen A. Wilde, Esq.
20 Nevada Bar No. 12522
21 10001 Park Run Drive
22 Las Vegas, Nevada 89145
23 *Attorney for Plaintiff*

12 Dated this 13th day of September, 2018.

13 GREEN INFUSO, LLP

14 By: /s/ Keith Barlow
15 Michael Infuso, Esq.
16 Nevada Bar No. 7388
17 Keith Barlow, Esq.
18 Nevada Bar No. 12689
19 Sean Kirby, Esq.
20 Nevada Bar No. 14224
21 3030 S. Jones Blvd., #101
22 Las Vegas, NV 89146
23 *Attorneys for TWC Construction, Inc.;
24 Travelers Casualty and Surety Company of
25 America, Matthew Ryba, AML Properties,
26 Inc., AML Development 3, LLC, LaPour
27 Partners, Inc., and Don Fisher*

21 PROCOPIO, CORY, HARGREAVES &
22 SAVITCH, LLP

23 By: /s/ Lance Coburn
24 Lance Coburn, Esq.
25 Nevada Bar No. 6604
26 3960 Howard Hughes Pkwy, Suite 500
27 Las Vegas, NV 89169
 Lance.coburn@procopio.com
 Attorneys for Turtle & Hughes, Inc.

21 MCDONALD CARANO LLP

23 By: /s/ Aaron D. Shipley
24 Aaron D. Shipley
25 Nevada Bar No. 8258
26 Rory T. Kay
27 Nevada Bar No. 12416
 2300 West Sahara Avenue, Suite 1200
 Las Vegas, NV 89102
 ashipley@mcdonaldcarano.com
 Attorneys for Prologis, L.P.

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ORDER

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IT IS SO ORDERED.

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4 Interior Electric's new deadline to respond to the motions to dismiss [ECF Nos. 50 and 55]
5 and the joinders thereto [ECF Nos. 56 and 63], shall be September 28, 2018.

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Dated: September 18, 2018.

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9 UNITED STATES DISTRICT JUDGE
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